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# A BILL FOR AN ACT

RELATING TO GOVERNMENT BUILDINGS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 102-2, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§102-2 Contracts for concessions; bid required,**  
4 **exception.** (a) Except as otherwise specifically provided by  
5 law, no concession or concession space shall be leased, let,  
6 licensed, rented out, or otherwise disposed of either by  
7 contract, lease, license, permit or any other arrangement,  
8 except under contract let after public notice for sealed bids in  
9 the manner provided by law; provided that the duration of the  
10 grant of the concession or concession space shall be related to  
11 the investment required but in no event to exceed fifteen years;  
12 provided further that and subject to approval by county council  
13 resolution, the fifteen-year limit shall not apply to nonprofit  
14 corporations organized pursuant to chapter 414D.

15           (b) The bidding requirements of subsection (a) shall not  
16 apply to concessions or space on public property set aside for  
17 the following purposes:



- 1           (1) For operation of ground transportation services and  
2                   parking lot operations at airports, except for motor  
3                   vehicle rental operations under chapter 437D;
- 4           (2) For lei vendors;
- 5           (3) For airline and aircraft operations;
- 6           (4) For automated teller machines and vending machines,  
7                   except vending machines located at public schools  
8                   operated by blind or visually handicapped persons in  
9                   accordance with section 302A-412;
- 10          (5) For operation of concessions set aside without any  
11                   charge;
- 12          (6) For operation of concessions by handicapped or blind  
13                   persons; except concessions operated in the public  
14                   schools by blind or visually handicapped persons in  
15                   accordance with section 302A-412;
- 16          (7) For operation of concessions on permits revocable on  
17                   notice of thirty days or less; provided that no such  
18                   permits shall be issued for more than a one year  
19                   period;
- 20          (8) For operation of concessions or concession spaces for  
21                   a beach service association dedicated to the

1 preservation of the Hawaii beach boy tradition,  
2 incorporated as a nonprofit corporation in accordance  
3 with state law, and whose members are appropriately  
4 licensed or certified as required by law;

5 (9) For operation of concessions at county zoos, botanic  
6 gardens, or other county parks which are  
7 environmentally, culturally, historically, or  
8 operationally unique and are supported, by nonprofit  
9 corporations incorporated in accordance with state law  
10 solely for purposes of supporting county aims and  
11 goals of the zoo, botanic garden, or other county  
12 park, and operating under agreement with the  
13 appropriate agency solely for such purposes, aims, and  
14 goals;

15 (10) For operation of concessions that furnish goods or  
16 services for which there is only one source, as  
17 determined by the head of the awarding government  
18 agency in writing that shall be included in the  
19 contract file;

20 (11) For any of the operations of the Hawaii health systems  
21 corporation and its regional system boards;



- 1 (12) For airport operation of concessions providing
- 2 electronic communication services;
- 3 (13) For airport operation of concessions consisting solely
- 4 of advertising;
- 5 (14) For the stadium authority operation of concessions
- 6 providing electronic communication services; and
- 7 (15) For the stadium authority operation of concessions
- 8 consisting solely of advertising.

9 (c) The bidding requirements of subsection (a) shall not  
 10 apply to any nonrenewable dispositions granting rights for a  
 11 period not in excess of fourteen days.

12 (d) The bidding requirements and fifteen year limit in  
 13 subsection (a) shall not apply to any disposition or grant of  
 14 rights to anyone to place one or more names, in accordance with  
 15 applicable county sign ordinances, on a state or county  
 16 building."

17 SECTION 2. New statutory material is underscored.

18 SECTION 3. This Act shall take effect upon its approval.



**Report Title:**

Naming Rights; Sponsorship; State and County Buildings;  
Facilities

**Description:**

Exempts the disposition or grant of rights to place one or more names on a state or county building, in accordance with applicable county sign ordinances, from the sealed bid process and the fifteen year limitation on concession contracts. (HB318 CD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

